



U.S. Department of Justice

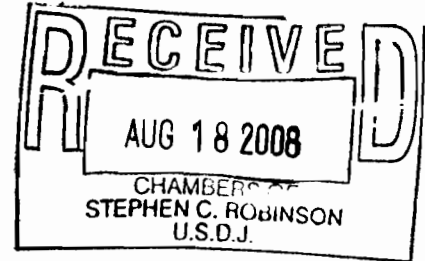
United States Attorney  
Southern District of New York

MEMO ENDORSED

86 Chambers Street, 3<sup>rd</sup> Floor  
New York, New York 10007

August 15, 2008

The Honorable Stephen C. Robinson  
United States District Judge  
United States Courthouse  
300 Quarropas St., Room 633  
White Plains, NY 10601



Re: Almeida v. HUD, 08 Civ. 4582 (SCR)

Dear Judge Robinson:

I write respectfully on behalf of Defendants the United States Department of Housing and Urban Development and the Hon. Steven Preston, Secretary of Housing and Urban Development, to provide the Court with a courtesy copy of Defendants' motion to dismiss the above-referenced action for lack of jurisdiction, filed and served today.

Per Section II.A.3 of Your Honor's Individual Practices, I have conferred with Plaintiffs' counsel regarding the briefing schedule for this motion, and we propose the following:

|              |                    |
|--------------|--------------------|
| [ Opposition | September 15, 2008 |
| [ Reply      | September 29, 2008 |

I thank the Court for its consideration of this request.

Respectfully,

MICHAEL J. GARCIA  
United States Attorney

APPLICATION GRANTED

*Stephen C. Robinson*

HON. STEPHEN C. ROBINSON

8/18/08

By:

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Enclosure